UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

MAR 3 1 2005

Ex parte BRENT KEETH and PIERRE C. FAZAN

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Application 08/530,661

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on February 7, 2005. A review of the application has revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matters requiring attention prior to docketing are identified below.

Four Information Disclosure Statements(IDSs) were filed on the following dates in this application:

Application08/530,661

- 1) May 17, 2004;
- 2) July 13, 2004;
- 3) October 6, 2004; and
- 4) February 1, 2005.

It is apparent from the electronic record of the application that the examiner has not considered the statements submitted nor notified applicants of why the submissions did not meet the criteria set forth in 37 CFR § 1.197 and § 1.98.

Accordingly, it is

ORDERED that the application is being electronically returned to the examiner for consideration of these four IDSs and for such further action as may be appropriate.

BOARD OF PATENT APPEALS

AND INTERFERENCES

By:

Dale M. Shaw

Program and Resource Administrator

(571) 272-9797

cc:

Howrey, Simon, Arnold & White, LLP c/o IP Docketing Dept. 2941 Fairview Park Drive, Suite 200 Falls Church, VA 22042-7195

DMS/cam